

12-27-04

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THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Funk, et al.

Serial No.: 10/813,493 Group Art Unit: Unassigned

Filed: 03/30/2004 Examiner: Unassigned

For: WHEEL POSITIONAL RESTRAINT DEVICE AND METHOD FOR USING THE SAME

Atty Dkt. No.: 64,617-013

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §1.97

Dear Commissioner:

Applicant submits this Supplemental Information Disclosure Statement in accordance with the duty of disclosure under 37 C.F.R. § 1.56 and § 1.97-1.98, and more particularly in accordance with 37 C.F.R. § 1.97(b)(3). Enclosed herewith is a List of References Cited by Applicant (PTO-1449) (one sheet).

Inasmuch as each of the references listed on attached Form PTO-1449 is in English, no further commentary by Applicant is believed necessary, 37 C.F.R. § 1.98(a)(3). Applicant respectfully solicits the Examiner's consideration of the cited references and entry thereof into the record of this application.

Applicant, by submitting this Information Disclosure Statement, is attempting to fully comply with the duty of candor and good faith mandated by 37 C.F.R. § 1.56. As such, this Information Disclosure Statement is not intended to constitute an admission that any of the

CERTIFICATE OF EXPRESS MAILING

I hereby certify that this *Supplemental Information Disclosure Statement Under 37 C.F.R. § 1.97* is being deposited with the United States Postal Service as Express Mail No. ER521953023US, postage prepaid, in an envelope addressed to, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, on this 23rd day of December, 2004.

Mary B. Peltier

enclosed references, or other information referred to therein, is otherwise "material to patentability," as that term is defined in that section.

Respectfully submitted,



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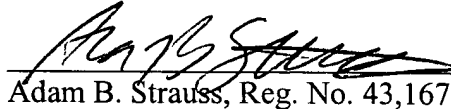
Dated: December 23, 2004

CERTIFICATION UNDER 37 C.F.R. § 1.97(e)(2)

Applicant believes that this Supplemental Information Disclosure Statement is being submitted prior to the mailing date of the first Office Action on the merits in the above-identified matter, in accordance with 37 C.F.R. § 1.97(b)(3). However, in the event that the first Office Action has already been mailed and Applicant has not yet received the Office Action, Applicant hereby submits the following statement under 37 C.F.R. § 1.97(e)(2).

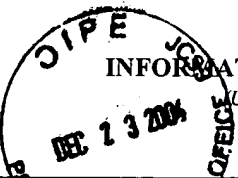
I, Adam B. Strauss, a registered Patent Attorney having a Registration No. 43,167, and representative for Applicants in the above-captioned application, hereby certify that no item of information contained in this Supplemental Information Disclosure Statement (including the accompanying Form PTO-1449) was cited in a communication from a foreign patent office in a counterpart foreign application, and to my knowledge after making reasonable inquiry, no item of information contained in this Supplemental Information Disclosure Statement (including the accompanying Form PTO-1449) was known to any individual designed in 37 C.F.R. § 1.56(c) more than three months prior to the filing of the Supplemental Information Disclosure Statement.

Respectfully submitted,



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Dated: December 23, 2004

 <p style="text-align: center;">INFORMATION DISCLOSURE CITATION (Use several sheets if necessary)</p>	Docket Number (Optional) 64,617-013	Application Number 10/813,493
	Applicant(s) FUNK ET AL.	
	Filing Date 03/30/2004	Group Art Unit UNASSIGNED

U.S. PATENT DOCUMENTS

*EXAMINER INITIAL	REF	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
		D493,408	07/27/2004	CHRISCO ET AL.			
		D409,554	05/11/1999	HENRY			
		D326,254	05/19/1992	ZIAYLEK, JR. ET AL.			
		D307,575	05/01/1990	GANO			
		D298,823	12/06/1988	ZUTLER			

U.S. PATENT APPLICATION PUBLICATIONS

*EXAMINER INITIAL	REF	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE

FOREIGN PATENT DOCUMENTS

REF	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	Translation	
						YES	NO
	2092792	06/2000	UNITED KINGDOM				

OTHER DOCUMENTS *(Including Author, Title, Date, Pertinent Pages, Etc.)*

EXAMINER	DATE CONSIDERED
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EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP Section 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.